

the first time and referred to the committees indicated:

H. B. No. 245, to Committee on Transportation.

H. C. R. No. 32, to Committee on Jurisprudence.

Adjournment

On motion of Senator Hardeman the Senate at 11:59 o'clock a.m. adjourned until 10:30 o'clock a.m. tomorrow.

THIRTY-SEVENTH DAY

(Thursday, March 19, 1959)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

"Forbid, Our Father, that we let this formal prayer take the place of private petition. May there arise from each of us a silent prayer, heard only by Thee; and teach us that the effectual fervent prayer of a righteous man availeth much. In Christ's name. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Reports of Standing Committees

Senator Lane submitted the following report:

Austin, Texas,
March 19, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to whom was referred S. B. No. 214, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LANE, Chairman.

Senator Hardeman submitted the following reports:

Austin, Texas,
March 19, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 356, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 19, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 289, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 19, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 122, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Austin, Texas,
March 19, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State

Affairs, to whom was referred S. C. R. No. 18, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass, but that Committee Substitute adopted in lieu thereof do pass and be printed.

HARDEMAN, Chairman.

C. S. S. C. R. No. 18 was read the first time.

Austin, Texas,
March 19, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 87, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass but that Committee Substitute adopted in lieu thereof do pass and be printed.

HARDEMAN, Chairman.

C. S. S. B. No. 87 was read the first time.

(President Pro Tempore in Chair.)

Senate Resolution 225

Senator Weinert offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate 44 students of the Seventh and Eighth Grades of the Leming School of Leming, Atascosa County, Texas, accompanied by their teachers, Mr. Daniel B. Nixon, Principal, and Mr. Ray W. Wells; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this Resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Weinert by unanimous consent presented the students, Mr. Nixon and Mr. Wells to the Members of the Senate.

Senate Resolution 226

Senator Herring offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate the 6th Grade Class from I. W. Popham School in Travis County, Texas, accompanied by their teacher, Mr. C. D. Inman; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this Resolution, properly endorsed, bearing the official seal of the Senate, be mailed to the class in recognition of their visit.

The resolution was read and was adopted.

Senator Herring by unanimous consent presented the students and Mr. Inman to the Members of the Senate.

Senate Resolution 227

Senator Herring offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate the 2nd Grade Class of Brentwood School in Austin, Travis County, Texas, accompanied by their teacher, Mrs. Dorothy Munson and student teacher Miss Carole Robinson; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this Resolution, properly endorsed, bearing the official seal of the Senate, be mailed to the class in recognition of their visit.

The resolution was read and was adopted.

Senator Herring by unanimous consent presented the students and teachers to the Members of the Senate.

Senate Resolution 228

Senator Herring offered the following resolution:

Whereas, Dr. Caleb Perry Patterson, a professor of great distinction at the University of Texas, has brought honor to the State of Texas, to the University of Texas, and to himself; and

Whereas, Dr. Patterson received his A.B. Degree and his M.A. Degree at Vanderbilt in 1911; and

Whereas, He received an M.A. Degree at Harvard in 1916; and

Whereas, He received a Ph.D. Degree at Columbia University in 1923 and a Bachelor of Laws Degree at the University of Texas in 1921; and

Whereas, He has guided many outstanding graduate students through to a Ph.D. Degree with a firm hand but with a gentle heart, and they have gone forth to become some of the most outstanding professors of Government in our State Colleges and Universities; and

Whereas, Dr. Patterson has made numerous contributions to the outstanding Law Reviews in the United States, among them, *The Texas Law Review*, *The Harvard Law Review*, *The Minnesota Law Review*, *The Boston University Law Review*, *The Tulane Law Review*, *The Brooklyn Law Review*, *The California Law Review*, and *The American Bar Association Journal*; and

Whereas, Dr. Patterson has been the editor of numerous scholarly publications; and

Whereas, He has authored such scholarly and learned books as: *History of the Government of Texas*; *American Government*; *The Negro in Tennessee 1790 to 1865*; *American National Government*; *The Administration of Justice in Great Britain*; *Presidential Government in the United States*; and two works that are in the process of publication at the present time: *The Schools of Jurisprudence* and *The Constitutional Principles of Thomas Jefferson*; and

Whereas, Dr. Patterson has been

the co-author of numerous other scholarly works, and he is the founder of Pi Sigma Alpha, National Scholarship Society in Political Science; and

Whereas, Dr. Patterson is considered by the scholars of Political Science in the United States and abroad to be an outstanding authority on Constitutional Law, The History of the Constitution of the United States, Constitutional Government, and the History of Political Thought, and an eminent authority on Thomas Jefferson and his principles of government; and

Whereas, Dr. Patterson is a true patriot and a great citizen of the State of Texas, and he has been a wholesome influence in the lives and in the thinking of his many students and many friends; and

Whereas, It is the desire of the Senate of the State of Texas to recognize and pay tribute to Dr. Caleb Perry Patterson for his outstanding and distinguished contributions and services in the realm of higher education; and

Whereas, It is our desire to honor him today for his long service to the State of Texas, and to the University of Texas as a professor of great distinction; now, therefore, be it

Resolved, That a copy of this resolution be sent to Dr. Caleb Perry Patterson, and that a copy be also sent to each member of his immediate family and to the President of the University of Texas; and be it further

Resolved, That when the Senate adjourns today it do so in his honor.

HERRING

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Baker, Bradshaw, Colson, Crump, Dies, Fly, Fuller, Gonzalez, Hardeman, Hazlewood, Hudson, Kazen, Krueger, Lane, Martin, Moffett, Moore, Owen, Parkhouse, Phillips, Ratliff, Reagan, Roberts, Rogers, Secrest, Smith, Weinert, Willis, Wood.

The resolution was read.

On motion of Senator Hardeman and by unanimous consent the names of the Lieutenant Governor and the Senators were added to the resolution as signers thereof.

The resolution was then adopted.

Senate Resolution 229

Senator Smith offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Mr. and Mrs. Gordon Macdowell of Austin, Texas; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

SMITH
HERRING

The resolution was read and was adopted.

Senator Smith by unanimous consent presented the guests to the Members of the Senate.

**Senate Joint Resolution 14 on
First Reading**

Senator Krueger moved that Senate Rule 114 and Section 5 of Article III of the State Convention be suspended to permit his introducing at this time, a resolution, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The following resolution was then introduced, read first time and referred to the Committee indicated:

By Senator Krueger:

S. J. R. No. 14, Proposing amendment to Article III of the Constitution of Texas by adding thereto a new Section to be known as Section

62, authorizing the Legislature to provide for the continuity of the Legislative, Executive and Judicial functions of the State Government and of its political subdivisions in the event of an attack or a series of attacks by an enemy of the United States causing, or which may cause, disruption of the State Government and its various political subdivisions.

To the Committee on Constitutional Amendments.

Senate Bill 401 on First Reading

Senator Phillips moved that Senate Rule 114 and Section 5 of Article III of the State Convention be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Phillips:

S. B. No. 401, A bill to be entitled "An Act to amend Section 7, Chapter 310, page 522, Acts, 52nd Legislature, 1951, so as to include certain amendments and sections of the General Law contained in Articles 8306, 8307, and 8309, Revised Civil Statutes of Texas, 1925, as amended, and Chapter 248, page 415, Acts 1931, 42nd Legislature, as amended (codified as Article 8306a, Vernon's Civil Statutes of Texas); providing for severability; and declaring an emergency."

To the Committee on State Affairs.

Message from the House

Hall of the House of Representatives
Austin, Texas,
March 19, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has concurred in Senate amendments to House Bill No. 380 by vote of 138 yeas, 0 noes.

The House has concurred in Senate amendments to House Bill No. 94 by viva voce vote.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Bill 402 on First Reading

Senator Martin moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Martin:

S. B. No. 402, A bill to be entitled "An Act amending Chapter Two, Title 70 of the Revised Civil Statutes, 1925, as amended, by authorizing the Comptroller of Public Accounts to reorganize and consolidate the divisions of his office; permitting the Comptrol-

ler of Public Accounts to install and operate a central electronic computing and data processing center; requiring the Comptroller of Public Accounts to prescribe and to revise when needed the form of all claims, registers, warrants, vouchers and all other documents submitted to support payroll and other claims against the State or to support tax payments and other payments to the State; permitting State agencies to enter into agreements with the Comptroller of Public Accounts for the performance of services by electronic computing and data processing machines; repealing all laws in conflict with this Act; providing a savings clause and declaring an emergency."

To the Committee on State Affairs.

Senate Bill 403 on First Reading

Senator Martin moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Martin:

S. B. No. 403, A bill to be entitled "An Act transferring collection and administration of the state franchise tax levied by Chapter Three, Title 122, of the Revised Civil Statutes, 1925, as amended from the Secretary of State to the Comptroller of Public Accounts; providing for the method of

paying said tax and any penalties, interest or other payments; providing for the transfer of personal property and appropriations from the Secretary of State to the Comptroller of Public Accounts; declaring legislative intent as to the purpose of this Act; providing a savings clause and declaring an emergency."

To the Committee on State Affairs.

Special Notice

Senator Fly gave notice that he would move to suspend the rules to take up for consideration S. B. No. 11 on Monday, March 23, 1959.

Senate Concurrent Resolution 34 on First Reading

Senator Secrest moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a resolution, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The following resolution was then introduced, read first time and referred to the Committee indicated:

S. C. R. No. 34, Granting Dean Skinner permission to sue the State of Texas.

Whereas, Dean Skinner, an individual, doing business as Dean Skinner Contractor, is a resident of Travis County, Texas; and

Whereas, On April 12, 1957, a contract was entered into between the Texas Highway Department and the said Dean Skinner for certain work

on U. S. Highway 77 in Ellis County, Texas, in accordance with the plans and specifications approved by the Texas Highway Department; and

Whereas, Due to various errors and delays on the part of the Texas Highway Department, the said Dean Skinner has incurred substantial damages, costs and expenses for which, if the claim is established as alleged, the Texas Highway Department is liable; and

Whereas, It is the policy of the State of Texas to give and grant to persons and corporations the right to litigate any valid claim against the State of Texas in a court of competent jurisdiction; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, that Dean Skinner be and he is hereby granted permission to bring suit against the Texas Highway Department and the State of Texas in any court of competent jurisdiction to determine the amount of money to which he may be entitled as a result of the alleged errors and delays previously specified; and be it further

Resolved, That nothing herein contained shall be construed as an admission of liability against the State, and the facts upon which the plaintiff may seek to recover must be proved as in any other case. Service of citation for the purposes herein granted may be served upon the State of Texas by serving the Attorney General and the Chairman of the Texas Highway Commission.

The resolution was read and was referred to the Committee on Jurisprudence.

Senate Concurrent Resolution 35

Senator Hardeman offered the following resolution:

S. C. R. No. 35, Authorizing Board of Control to prevent erections of signs, etc., on Capitol property.

Whereas, The paved and nearby areas in front of the State Capitol grounds immediately adjacent to and bordering the north side of Eleventh Street at the head of Congress Avenue have been, in the past, and presently are used as a site for the location of various types of advertising and solicitation types of signs, posters

and similar materials which have interfered materially with the free and unobstructed use of such areas by pedestrians, citizens of the City of Austin and the State of Texas; and

Whereas, Such obstructions, signs, posters, and similar materials and appurtenances are objectionable and detract from the beauty of the Capitol and the grounds surrounding it; and

Whereas, The State Board of Control is constantly and continuously working to maintain and improve the Capitol and its surrounding grounds and preserve the natural beauty thereof; now, therefore, be it

Resolved, By the Senate of Texas, the House of Representatives concurring, that the State Board of Control take such steps as necessary to prevent the erection, placement, attachment, or displaying of any type of banner, poster, stand, sign, container, vehicle, trailer, or similar device on State property for the purpose of advertising, soliciting, directing the attention of the public to a program and/or similar activities not directly connected with the State of Texas and its lawful pursuits; and be it further

Resolved, That the State Board of Control be authorized and directed to publicize the contents of this Resolution to prevent recurrence of such objectionable use of Capitol properties and to take the necessary steps to obtain the removal of any such advertising, solicitation or similar materials and appurtenances now on Capitol properties and sidewalks adjacent thereto.

The resolution was read.

On motion of Senator Hardeman and by unanimous consent the resolution was considered immediately and was adopted.

Senate Bill 176 with House Amendments

Senator Hudson called S. B. No. 176 from the President's table for consideration of the House amendments to the bill.

The President Pro Tempore laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Hudson moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

Senate Bill 159 with House Amendments

Senator Colson called S. B. No. 159 from the President's table for consideration of the House amendments to the bill.

The President Pro Tempore laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Colson moved that the Senate do not concur in the House amendments, but that a conference committee be appointed to adjust the differences between the two Houses on the bill.

The motion prevailed.

House Bill 156 on Second Reading

On motion of Senator Roberts and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 156, Creating a water control and improvement district under Article XVI, Section 59 of the Constitution of Texas, to be known as "Choctaw Watershed Water Improvement District" comprising certain lands lying within the County of Grayson, Texas; prescribing its powers and duties including the powers necessary to fully cooperate with the Federal Government, its agencies and departments, under Public Law 566, Eighty-third Congress, Chapter 656, 2nd Session, H. R. 6788, as amended

by Public Law 1018, Eighty-fourth Congress, Chapter 1027, 2nd Session, H. R. 8750, including the power or authority to secure a federal loan or loans and enacting the applicable provisions of said Public Laws into this Act by reference; etc.; and declaring an emergency.

The bill was read second time and passed to third reading.

House Bill 156 on Third Reading

Senator Roberts moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 156 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

House Bill 110 on Second Reading

On motion of Senator Owen and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 110, A bill to be entitled "An Act providing for an increased membership in City Council Boards of Adjustment and for simple majority concurrence in Board actions; amending Section 7 of Chapter 283, Acts of the Fortieth Legislature, 1927, codified as Article 1011g of Vernon's Texas Civil Statutes; and declaring an emergency."

The bill was read second time.

Senator Owen offered the following amendment to the bill:

Amend House Bill No. 110 by striking out all of the first paragraph on page 4 and inserting in lieu thereof the following:

"The concurring vote of four (4) members of the Board shall be necessary to reverse any order, requirement, decision or determination of any such administrative official, or to decide in favor of the applicant on any matter upon which it is required to pass under any such Ordinance, or to effect any variation in such Ordinance."

The amendment was adopted.

On motion of Senator Owen and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

House Bill 110 on Third Reading

Senator Owen moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 110 be placed on its third reading and final passage.

The motion prevailed by the following vote.

Yeas—31

Aikin	Dies
Baker	Fly
Bradshaw	Fuller
Colson	Gonzalez
Crump	Hardeman

Hazlewood	Phillips
Herring	Ratliff
Hudson	Reagan
Kazen	Roberts
Krueger	Rogers
Lane	Secrest
Martin	Smith
Moffett	Weinert
Moore	Willis
Owen	Wood
Parkhouse	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

House Bill 180 on Second Reading

On motion of Senator Weinert and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 180, A bill to be entitled "An Act amending Section 2 of Chapter 250, Acts of the Fifty-fourth Legislature, Regular Session, 1955, compiled as Article 8280-167 of Vernon's Civil Statutes, so as to redefine the boundaries of the "Yorks Creek Improvement District"; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 180 on Third Reading

Senator Weinert moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that

H. B. No. 180 be placed on its third reading and final passage.

The motion prevailed by the following vote.

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

House Bill 341 on Second Reading

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 341, A bill to be entitled "An Act to authorize the Lake Fork Water Control and Improvement District, Number One (1), to levy, assess and collect a special assessment based upon actual benefits received by lands within the District

arising from flood water retarding structures and dams in the District constructed by the District; etc., and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 341 on Third Reading

Senator Aikin moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 341 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

Bills Signed

The President Pro Tempore an-

nounced the signing by the President in the presence of the Senate after their captions had been read, the following enrolled bills:

S. B. No. 207, A bill to be entitled "An Act amending House Bill No. 133, Acts of the 55th Legislature, Regular Session, 1957, by providing additional purposes for which the monies appropriated to the Texas Liquor Control Board may be expended, and declaring an emergency."

S. B. No. 136, A bill to be entitled "An Act amending Article 1360, Revised Civil Statutes of Texas, 1925, by adding thereto a provision making it lawful for surplus lands to be conveyed to a corporation authorized to develop such lands and also providing that such lands shall be conveyed by any such acquiring corporation on or before the same time the conveying corporation otherwise would have had to convey the same; repealing all laws in conflict to the extent of such conflict only; containing a severability clause; and declaring an emergency."

S. B. No. 55, A bill to be entitled "An Act amending Chapter 276, Acts of the 45th Legislature, 1937, as subsequently amended (codified under Article 8280-119, Vernon's Annotated Civil Statutes of the State of Texas), by adding a new section to said Act providing that all bonds of the San Antonio River Authority shall be legal and authorized investments for banks, savings banks, trust companies, building and loan associations, savings and loan associations, insurance companies, fiduciaries, trustees, guardians, and for the sinking funds of cities, towns, villages, counties, school districts, or other political corporations or subdivisions of the State of Texas, and that all bonds of the San Antonio River Authority shall be eligible to secure the deposit of any and all public funds of the State of Texas, and any and all public funds of cities, towns, villages, counties, school districts, or other political corporations or subdivisions of the State of Texas, to the extent of their value when accompanied by all unmatured coupons appurtenant thereto; and declaring an emergency."

House Bill 120 on Second Reading

On motion of Senator Herring and by unanimous consent, the regular order of business was suspended to

take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 120, An Act relating to the treasurer of the school fund in any independent school district of more than one hundred and fifty (150) scholastics; amending Article 2832 of the Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

The bill was read second time and passed to third reading.

House Bill 120 on Third Reading

Senator Herring moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 120 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Herring
Baker	Hudson
Bradshaw	Kazen
Colson	Krueger
Crump	Lane
Dies	Martin
Fly	Moffett
Fuller	Moore
Gonzalez	Owen
Hardeman	Parkhouse
Hazlewood	Phillips

Ratliff
Reagan
Roberts
Rogers
Secrest

Smith
Weinert
Willis
Wood

House Bill 221 on Second Reading

On motion of Senator Kazen and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 221, A bill to be entitled "An Act amending Section 1, House Bill No. 34, Chapter 22, Acts of the 53rd Legislature, First Called Session, 1954, prescribing an open season on deer in Maverick County and that part of Val Verde County lying East of the Pecos River; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 221 on Third Reading

Senator Kazen moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 221 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Motion to Place House Bill 139 on Second Reading

Senator Willis asked unanimous consent to suspend the regular order of business and take up H. B. No. 139 for consideration at this time.

There was objection.

Senator Willis then moved to suspend the regular order of business and take up H. B. No. 139 for consideration at this time.

The motion was lost by the following vote:

Yeas—13

Bradshaw	Lane
Crump	Moore
Dies	Parkhouse
Fuller	Phillips
Gonzalez	Secrest
Herring	Willis
Hudson	

Nays—16

Aikin	Owen
Colson	Ratliff
Fly	Reagan
Hardeman	Roberts
Kazen	Rogers
Krueger	Smith
Martin	Weinert
Moffett	Wood

Absent

Baker	Hazlewood
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House Bill 124 on Second Reading

On motion of Senator Hudson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 124, An Act relating to the authorized investments of insurance companies and particularly the required insurance coverage on collateral; amending Article 2.10, Article 3.34, and Article 3.39 of the Insurance Code of Texas; and declaring an emergency.

The bill was read second time and passed to third reading.

House Bill 124 on Third Reading

Senator Hudson moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three

several days be suspended and that H. B. No. 124 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Report of Standing Committee

Senator Krueger by unanimous consent submitted the following report:

Austin, Texas,
March 19, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on Game and Fish, to whom was referred S. B. No. 283, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KRUEGER, Chairman.

Senate Bill 283 Ordered Not Printed

On motion of Senator Rogers and by unanimous consent S. B. No. 283 was ordered not printed.

Senate Resolution 230

Senator Bradshaw offered the following resolution:

Whereas, Texas Woman's University is recognized throughout the entire United States of America as being an outstanding Woman's Educational Institution; and

Whereas, The Texas Woman's University Band will be in Austin, Texas, on March 24, 1959; and

Whereas, The Senate of Texas wishes to recognize their achievements, and would be honored by their presence on this date; now, therefore, be it

Resolved, By the Senate of Texas, that an invitation be extended to this all-girls' band to perform for a short period of time on this date.

The resolution was read and was adopted.

Motion to Place House Bill 78 on Second Reading

Senator Krueger asked unanimous consent to suspend the regular order of business and take up H. B. No. 78 for consideration at this time.

There was objection.

Adjournment

On motion of Senator Hardeman the Senate at 11:40 o'clock a.m. adjourned until 10:30 o'clock a.m. on Monday, March 23, 1959.

Record of Votes

Senators Krueger, Phillips, Owen, Rogers, Smith, Herring, Reagan, Kazen, Hudson and Fuller asked to be recorded as voting "Nay" on the motion to adjourn.

THIRTY-EIGHTH DAY (Monday, March 23, 1959)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

"Almighty God, we do not live by bread alone, but by every word of Thine. By Thy word the stars found their place; by Thy word the world swung into space, and by it we live and find our place. Set us to work now mindful that except the Lord build the house, they labour in vain that build it. We pray in Christ's name. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, March 19, was dispensed with and the Journal was approved.

Message from The House

Hall of the House of Representatives
Austin, Texas,
March 23, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 4, A bill to be entitled "An Act repealing sub-sections 2 through 19 of Section 1 of Senate Bill No. 269, Acts 1945, 49th Legislature, page 629, Chapter 358, as amended by Senate Bill No. 256, Acts 1949, 51st Legislature, page 411, Chapter 220, as further amended, by Senate Bill No. 143, Acts 1951, 52nd Legislature, page 612, Chapter 363, also known as Articles 6053 and 6052a of the Revised Civil Statutes of Texas; with savings clause as to pending proceedings or actions; establishing a comprehensive code regulating the liquefied petroleum gas industry; authorizing and directing the Railroad Commission of Texas to promulgate adequate rules, regulations and/or standards pertaining to said industry for the health, welfare and safety of the general public and authorizing it to adopt all or part of the codes of nationally recognized associations or societies in connection therewith; providing for the establishment of a Liquefied Petroleum Gas Division as a separate and distinct Division of the Railroad Commission of Texas for the administration and enforcement of this Act; directing the Railroad Commission of